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Part II

Department of Energy

Economic Regulatory Administration

Information Form To Accompany Petitions for Temporary Public Interest Exemption for Use of Natural Gas by Existing Powerplants

DEPARTMENT OF ENERGY

Economic Regulatory Administration

10 CFR Part 508

Information Form To Accompany Petitions for Temporary Public Interest Exemption for Use of Natural Gas by Existing Powerplants

AGENCY: Economic Regulatory Administration, Department of Energy.

ACTION: Issuance of Form ERA-316.

SUMMARY: The Economic Regulatory Administration (ERA) of the Department of Energy (DOE) is announcing the issuance of Form ERA-316, published herewith, which is to accompany petitions filed pursuant to 10 CFR Part 508 for Temporary Public Interest Exemptions for Use of Natural Gas by Existing Powerplants authorized by Section 311(e) of the Powerplant and Industrial Fuel Use Act of 1978 (FUA), 42 U.S.C. 8301 et seq.

FOR FURTHER INFORMATION CONTACT: Alfred C. Metz, Department of Energy, Economic Regulatory Administration, Office of Fuels Conversion, Room 3322-E, 2000 M Street, NW, Washington, D.C. 20461 (202) 634-6520.

SUPPLEMENTARY INFORMATION:

I. Background

II. How to Obtain Form ERA-316

I. Background

On April 9, 1979, the Economic Regulatory Administration (ERA) of the Department of Energy published in the **Federal Register** (44 FR 21230) a Special Rule (10 CFR Part 508) providing for a temporary exemption for the use of natural gas by existing powerplants under FUA. The Special Rule established criteria and expedited procedures by which owners and operators of existing powerplants may petition for a temporary public interest exemption from the prohibitions against the use of natural gas contained in Section 301(a) (2) and (3) of FUA. Form ERA-316 is designed to provide in a specific format the evidence required in support of a petition as outlined in § 508.7 of the Special Rule. Petitions for temporary public interest exemptions filed pursuant to the Special Rule after the date of publication of this Notice must be accompanied by Form ERA-316. Properly completed, Form ERA-316 will insure that all the evidentiary requirements of Section 508.7 of the Special Rule are fulfilled and will facilitate ERA's final determination.

III. How to Obtain Form ERA-316

You may reproduce Form ERA-316 published herewith, or copies may be obtained by calling Mr. Alfred Metz at (202) 634-6520, or writing to: Department of Energy, Economic Regulatory Administration, Office of Fuels Conversion, (RG-64-Mail Stop 3322 2000 M) (FORM ERA 316), 2000 M Street, NW, Washington, D.C. 20461.

Issued at Washington, D.C. on July 30, 1979.

Robert L. Davies,

Acting Assistant Administrator, Office of Fuels Conversion, Economic Regulatory Administration.

BILLING CODE 6450-01-M

ERA-316
(6-79)

U.S. DEPARTMENT OF ENERGY
Economic Regulatory Administration
Washington, D.C. 20461

Form Approved
OMB No. 38-S79021

INSTRUCTIONS FOR THE TEMPORARY PUBLIC INTEREST EXEMPTION FOR USE OF NATURAL GAS BY EXISTING POWERPLANTS

GENERAL INFORMATION

I. Authority/Purpose

This form is required pursuant to the provisions of Title 10 of the Code of Federal Regulations, Part 508, Public Law 95-620, Powerplant and Industrial Fuel Use Act of 1978, Nov. 9, 1978 (FUA).

Form ERA-316 is to be filed with the Economic Regulatory Administration by those who are petitioning for a Temporary Public Interest Exemption from the prohibitions contained in Section 301(a)(2) and (3) of FUA against using natural gas as a primary energy source in an existing electric powerplant.

II. Who Can Submit

Owners or operators of existing powerplants may petition for a temporary public interest exemption.

III. Where to Submit

Submit one (1) copy of ERA-316 to:

U.S. Department of Energy
Assistant Administrator
Office of Fuels Conversion
Economic Regulatory Administration
Case Control Unit Box 4629 Room 2313
2000 M Street, NW
Washington, D.C. 20461

SPECIFIC INSTRUCTIONS

Item No.	Instruction
Lines 01 to 05, Column (b)	Enter the name, mailing address, city, state and zip code of any individual corporation, company, partnership, association, firm, institution, society, trust, joint venture, stock company, or County, State or Federal entity which has the actual responsibility for operating the powerplant.
Line 04, Columns (a), (b) and (c)	Use the postal abbreviations for the 50 states. For example, Virginia would be entered as "VA". Continue to use the postal abbreviations for the 50 states whenever asked to enter the state.

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U.S. DEPARTMENT OF ENERGY
Economic Regulatory Administration
Washington, D.C. 20461

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TEMPORARY PUBLIC INTEREST EXEMPTION FOR USE OF NATURAL GAS BY EXISTING POWERPLANTS

DOE USE ONLY
Case Number
Docket Number

This form is authorized under P.L. #95-620.

ERA-316 must be accompanied by a transmittal letter.

Submit a separate Temporary Public Interest Exemption for use of Natural Gas for each unit for which you are seeking an exemption.

Line No.	I. IDENTIFICATION INFORMATION [Section 508.7(a)(1) and (2) Reg.]							
01	This exemption request is			(1) ☐ Original (2) ☐ Resubmission				
	What is the name, mailing address, city, state and zip code for the facility, operating company and parent company, if applicable?							
	Facility (a)			Operating Company (b)			Parent Company (Complete this section only if there is an entity which controls, wholly or partially owns, or is responsible for the operating company.) (c)	
02	Name:			Name:			Name:	
03	Street Address:			Street Address:			Street Address:	
04	City:		DOE USE	City:		DOE USE	City:	DOE USE
05	State:	Zip Code:	DOE USE	State:	Zip Code:	DOE USE	State: Zip Code:	DOE USE
06	County:		DOE USE	County:		DOE USE	County:	DOE USE
07	What is the name of the generating station at which this unit is located?			_____ _____				
08	What is the unit identification? (For example: Boiler #234)			_____				

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Line No.	I. IDENTIFICATION INFORMATION (Con.)	DOE Use Only Case Number
09	What is the name, title, mailing address, and telephone number of the person in your company to whom questions regarding this petition may be directed?	Name
10		Title
11		Street Address
12		City
13		State Zip Code
14		( ) Area Code Telephone Number at Work

	II. FACILITY INFORMATION	
15	What type of utility is this? (Check the appropriate box.)	(1) ☐ Investor Owned (2) ☐ Co-Operative (3) ☐ Federal (4) ☐ State (5) ☐ Municipal (6) ☐ Other: _____

	For what type of unit are you seeking an exemption? (Check the box that most accurately describes the type of generating unit.) (a)	What is the design capacity of your unit? MMBTU's/ Hour Heat Input (b)	Pounds of Steam/Hour Output (c)	Megawatts Output (d)
16	(1) ☐ Boiler/Generator →			
	(2) ☐ Combustion Turbine →			
	(3) ☐ Combined Cycle →			

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Line No.	II. FACILITY INFORMATION (Con.)	DOE Use Only Case Number
17	What is the date that the powerplant became operational? (Use six digits for the date.)	MONTH / DAY / YEAR
18	Is your powerplant prohibited from using natural gas as a primary energy source because it did not use natural gas as a primary energy source at any time during calendar year 1977? [Section 301(a)(2) of FUA, and Section 508.7(a)(3)(ii)(A) Reg.]	(1) ☐ Yes (2) ☐ No
	Is your powerplant prohibited from increasing its natural gas usage over the average yearly proportion as established either during the years 1974 through 1976, or, if the powerplant began operations on or after January 1, 1974, during the first two calendar years of operation? [Section 301(a)(3) of FUA, and Section 508.7(a)(3)(ii)(B) Reg.]	(1) ☐ Yes (2) ☐ No

What is the amount of distillate oil, residual oil and natural gas that was burned in this powerplant for each of the following years?

[For the distillate oil and residual oil, enter the amount in terms of barrels (Bbl.), and for the natural gas, enter the amount in terms of thousands of cubic feet (MCF).]

	Year (a)	Distillate Oil in Bbl. (b)	Residual Oil in Bbl. (c)	Natural Gas in MCF. (d)
20	1974			
21	1975			
22	1976			
23	1977			
24	1978			

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Line No.	II. FACILITY INFORMATION (Con.)	DOE Use Only Case Number

For each year that you are petitioning for an exemption, what is the type, amount and sulfur content of the fuel oil that you estimate will be displaced by the use of natural gas in this unit if the temporary exemption is granted?

(If an item is not applicable, enter "NA" to indicate that you have not omitted any information. See 505.5 Definitions 10CFR Part 508.)

		Middle Distillate			Residual Oil			Other Alternate Fuel		
	Year (a)	Type (b)	Amount (bbls) (c)	Sulfur (%) (d)	Type (e)	Amount (bbls) (f)	Sulfur (%) (g)	Type (Specify) (h)	Amount (Specify) (i)	Sulfur (%) (j)
25										
26										
27										
28										
29										

30 For each year that you are petitioning for an exemption, what is the amount of natural gas that will be used to displace the oil listed in Lines 25 to 29 above?

(If the exact amount of natural gas is not known, give the maximum yearly amount of natural gas that is expected to be burned. If an item is not applicable, enter "NA" to indicate that you have not omitted any information.)

(1) 1st Year: _____ MCF

(2) 2nd Year: _____ MCF

(3) 3rd Year: _____ MCF

(4) 4th Year: _____ MCF

(5) 5th Year: _____ MCF

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Line No.	II. FACILITY INFORMATION (Con.)	DOE Use Only Case Number

What is the name and mailing address for each of your proposed natural gas suppliers? (Attach a copy of your proposed contract, or letter of intent to purchase natural gas, for each of your natural gas suppliers.)

	Supplier #1 (a)	Supplier #2 (b)	Supplier #3 (c)	Supplier #4 (d)
31	Name:	Name:	Name:	Name:
32	Street Address:	Street Address:	Street Address:	Street Address:
33	City:	City:	City:	City:
34	State: Zip Code:	State: Zip Code:	State: Zip Code:	State: Zip Code:

What is the name and telephone number of a contact person for each of your natural gas suppliers?
(This contact person should be an individual who can answer questions relating to the supply contract.)

	Supplier #1 (a)	Supplier #2 (b)	Supplier #3 (c)	Supplier #4 (d)
35	Name:	Name:	Name:	Name:
36	Telephone Number: ( ) Area Code	Telephone Number: ( ) Area Code	Telephone Number: ( ) Area Code	Telephone Number: ( ) Area Code

III. EXEMPTION INFORMATION

37	Will the proposed use of natural gas displace coal or any other alternate fuel in any of the facilities in your utility system, including the facility for which you are petitioning for an exemption? [Section 508.7(a)(3)(ii)(D) Reg.]	(1) ☐ Yes (2) ☐ No
38	Are you requesting a temporary exemption for more than two years?	(1) ☐ Yes.... Answer the question at the top of the next page. (2) ☐ No..... Skip to page 7.

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Line No.	III. EXEMPTION INFORMATION (Con.)	DOE Use Only Case Number

Why it would be in the public interest for ERA to grant your petition for more than two years?

[Use an attachment if necessary. Section 508.7(b) Reg.]

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IV. CERTIFICATION/AFFADAVIT	DOE Use Only Case Number

Note: This certification/affadavit must be witnessed by a Notary Public.

I certify that I am a responsible officer of the petitioning company and that the information contained herein and appended hereto is true and accurate to the best of my knowledge.

Name:	Title:	Signature:	Date: Mo / Day / Yr

Signature of Notary Public:

Title 18, USC 1001, makes it a crime for any person knowingly and willingly to make to any Agency or Department of the United States any false, fictitious or fraudulent statements as to any matter within its jurisdiction.

Enter any additional remarks here:

[FR Doc. 79-24230 Filed 8-8-79; 8:45 am]
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